

UNITED STATES DISTRICT COURT

District of

MASSACHUSETTS

SEVEN FOR ALL MANKIND, LLC,
Plaintiff,V.
SMART BARGAINS, INC. and
SMARTBARGAINS.COM, LP,
Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER: 11175-RWZ

TO: (Name and address of Defendant)

SmartBargains.com, LP
 c/o Maguerite Hill
 10 Milk Street, 10th Floor
 Boston, MA 02108

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

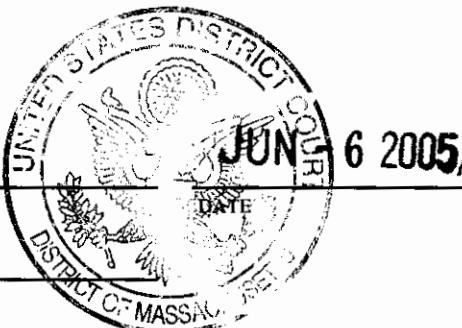
Michael Arthur Walsh
 Choate, Hall & Stewart
 Exchange Place
 53 State Street
 Boston, MA 02109
 (617) 248-5000

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

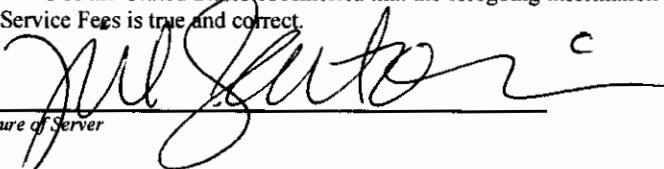
SARAH A. THORNTON

CLERK

(By) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾ <i>Jill Sartori</i>	DATE June 7, 2005	<i>7 7 7 E RWZ</i>
NAME OF SERVER (PRINT) <i>Jill Sartori</i>	TITLE Process Server	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: XX Other (specify): Served copies to Marguerite Hill, accepting on behalf of SmartBargains.com.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>June 7, 2005</u> Date	 <i>Jill Sartori</i> Signature of Server	
<u>6 Beacon Street, Boston, MA 02108</u> Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.